

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 08 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 04 1983 under 46787

The applicant **Empire Farms, LLC**, hereby makes application for permission to change the **Point of Diversion and Manner of Use** of water heretofore appropriated under **Permit 60046**

1. The source of water is **Underground (Well #4)**
2. The amount of water to be changed **4.692 CFS (892AFA)**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation & Domestic**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, T.30N, R.22E., M.D.B.&M. , or at a point from which the E $\frac{1}{4}$ corner of said Sec. 24, bears S. 86° 28' 58" E., a distance of 2627.89'**
6. The existing permitted point of diversion is located within **SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T.30N., R.22E., M.D.B.&M., or at a point bearing N. 17° 36' 34" E, 2927.2' from the S $\frac{1}{4}$ corner of said Sec. 13.**
7. Proposed place of use **Unchanged**
8. Existing place of use **NW $\frac{1}{4}$ SE $\frac{1}{4}$ (31.5 acres) SW $\frac{1}{4}$ SE $\frac{1}{4}$ (31.5 acres), E $\frac{1}{2}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, all in Sec. 24, T. 30 N., R. 22E., M.D.B.&M. (223 acres total).**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Existing drilled and cased well, equipped with motor, pump and distribution system.**
12. Estimated cost of works **Completed under Permit 62243**
13. Estimated time required to construct works **Completed under Permit 62243**
14. Estimated time required to complete the application of water to beneficial use **One (1) year**
15. Remarks: **This application is being filed to correct the Point of Diversion of Permit 60046.**

By **Craig Biggart**
s/Craig Biggart
P.O. Box 70458
Reno, Nevada 89570-0458

Compared kdg/cmf ds/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and manner of use of the waters of an underground source as heretofore granted under Permit 60046 is issued subject to the terms and conditions imposed in said Permit 60046 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.692 cubic feet per second, but not to exceed 892 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Water must be placed to beneficial use on or before:

March 29, 2002

Proof of the application of water to beneficial use shall be filed on or before:

April 29, 2002

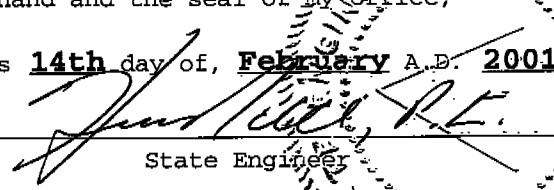
Map in support of proof of beneficial use shall be filed on or before:

April 29, 2002

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 14th day of, February A.D. 2001


State Engineer

Completion of work filed under 62243 on March 18, 1999

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

